IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(*Special Original Jurisdiction*)

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FRIDAY, THE FIFTH DAY OF AUGUST

TWO THOUSAND AND FIVE

P R E S E N T

THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

WRIT PETITION No.17276 OF 2005

Between:

Pyarijan @ AmeerAli … Petitioner

Versus

The Chief Commissioner of Land Administration,

Andhra Pradesh, Hyderabad & Ors. … Respondents

O R D E R :

This writ petition is filed in rejecting the application filed by the petitioner seeking grant of stay of dispossession from the lands situate in survey no.181, admeasuring Acs:32-50 cents of Korapalli village of Puganur Mandal, Chittoor district, pending disposal of CCLAs Ref.No.P1/593/2005, dated 25-6-2005 .

It is submitted that while admitting the Revision Petition No.21/96/B dated 18-12-2004, which was filed against the orders passed by the Joint Collector, Chittoor in SR.No.71/11(a)/75, dated 8-12-1995, rejecting the claim for grant of patta observing that the claimant was inducted subsequent to 01-7-1945, seeking to condone the delay on the ground that executive instructions of the Government from time to time not to evict such of those claimants, whose cases are pending for grant of ryotwari patta and these memos were issued by the Government of Andhra Pradesh keeping in view that when the claim is eventually conceded, there would be difficulty in delivering the possession of the land to the claimants in the event the lands claimed by the claimant are assigned to third parties. Therefore, in view of the above, the

Revisional Authority should have stayed the operation of the impugned order passed by the Joint Collector, Chittoor in SR.No.71/11(a)/75, dated 08-12-1995.

Considering the facts and circumstances of the case, the order assailed in the revision is of the year 2004, I deem it appropriate to dispose of the writ petition at the admission stage directing the Chief Commissioner, Land Administration, Andhra Pradesh, Hyderabad to consider and dispose of the main revision petition and pass appropriate orders on merits and in accordance with law, within twelve weeks, from the date of receipt of a copy of this order, after affording reasonable opportunity of hearing the petitioner. Till such time, the parties are directed to maintain statusquo prevailing as on today.

With the above direction, the writ petition is disposed of at the admission stage. No costs.

AUGUST 11th, 2005. ----------

I S L. ELIPE DHARMA RAO , J.